

UNITED STATES DISTRICT COURT  
DISTRICT OF NEW JERSEY

DAVID W. NOBLE, individually and on  
behalf of others similarly situated,

*Plaintiff,*

v.

SAMSUNG ELECTRONICS AMERICA,  
INC.,

*Defendant.*

Civil Action No. 15-3713

ORDER

ARLEO, UNITED STATES DISTRICT JUDGE

THIS MATTER having come before the Court on Defendant Samsung Electronics America, Inc.'s ("Defendant" or "Samsung") motion to dismiss, ECF No. 38;

and for the reasons stated in the accompanying Opinion;

IT IS on this 8th day of February, 2018;

**ORDERED** that Defendant's motion to dismiss is hereby **GRANTED** as to Counts One and Six, and **DENIED** as to Counts Two, Three, Four, and Five; and it is further

**ORDERED** that Plaintiff may replead Count One under Georgia law within thirty (30) days.

/s Madeline Cox Arleo

MADELINE COX ARLEO

UNITED STATES DISTRICT JUDGE